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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE,CIVIL JURISDICTION

REVIEW PETITION ST. NO.9985 OF 2007
IN
WRIT PETITION NO.1953 OF 2007

Deepika Subhash More ..Petitioner

Versus

The State of Maharashtra & Ors..Respondents

Mr. Y.S. Jahagirdar, Senior Advocate with Mr. R.K. Mendadkar, for the Petitioner
Ms. M.P. Thakur, AGP for Respondent Nos. 1 to 3.

**CORAM: F.I. REBELLO &**
**J.P.DEVADHAR,JJ.**
**DATED: 8TH AUGUST, 2007**

**P.C.:**

. This Review Petition is preferred against the order dated 22nd March, 2007. The Review Applicant does not challenge in the present Review Petition the correctness of the judgment. However, it is contended that some observations in para.5 would go contrary to the judgments of the other Division Bench in the matter of Pandurang Rangnath Chavan vs. State of Maharashtra & Ors., 1998 (2) Mh. L.J.806.

2. Without going into the issue as to whether the judgment would run contrary to what is set out in Pandurang Rangnath Chavan (Supra) we find that some observation in para.5 needs to be reconsidered

considering the far-reaching consequences that may arise. In the light of that from paragraph 5 of the order dated 22nd March, 2007 drop the following sentence:-

> "The removal of area restrictions meant that the persons coming from Thakur community would have to establish that they or their predecessors have migrated from a schedule area after the removal of the area restrictions."

. Review to that extent allowed. Review Petition disposed of accordingly.

**(J.P. DEVADHAR, J.)** **(F.I.REBELLO, J.)**